

ITEM # ~~11~~ 27  
DATE: ~~11-27-18~~ 12-11-18

**COUNCIL ACTION FORM**

**SUBJECT: VACATION OF WATER MAIN EASEMENT AT 2205 GREEN HILLS DRIVE**

**BACKGROUND:**

A site plan for a building addition and other improvements at 2205 Green Hills Drive was submitted and reviewed by City of Ames staff. According to the site plan, the proposed building addition is to be constructed over an existing public water main. Standard City policy is not to allow building construction over existing public utilities. Therefore, that section of water main has been relocated prior to commencing building construction.

**The corresponding water main easement that extends over 2205 Green Hills Drive can, therefore, be vacated since the water main has been relocated. A new water main easement over the relocated portion will be recorded prior to the public hearing to vacate. If the new easement has not been recorded prior to the public hearing, then the hearing will be continued to the next meeting.**

*Attachment A* is an aerial map showing the location of the easement to be vacated and the approximate location of the new easement over the relocated water main. *Attachment B* is the vacation plat which includes the legal descriptions of the water main easement to be vacated.

**ALTERNATIVES:**

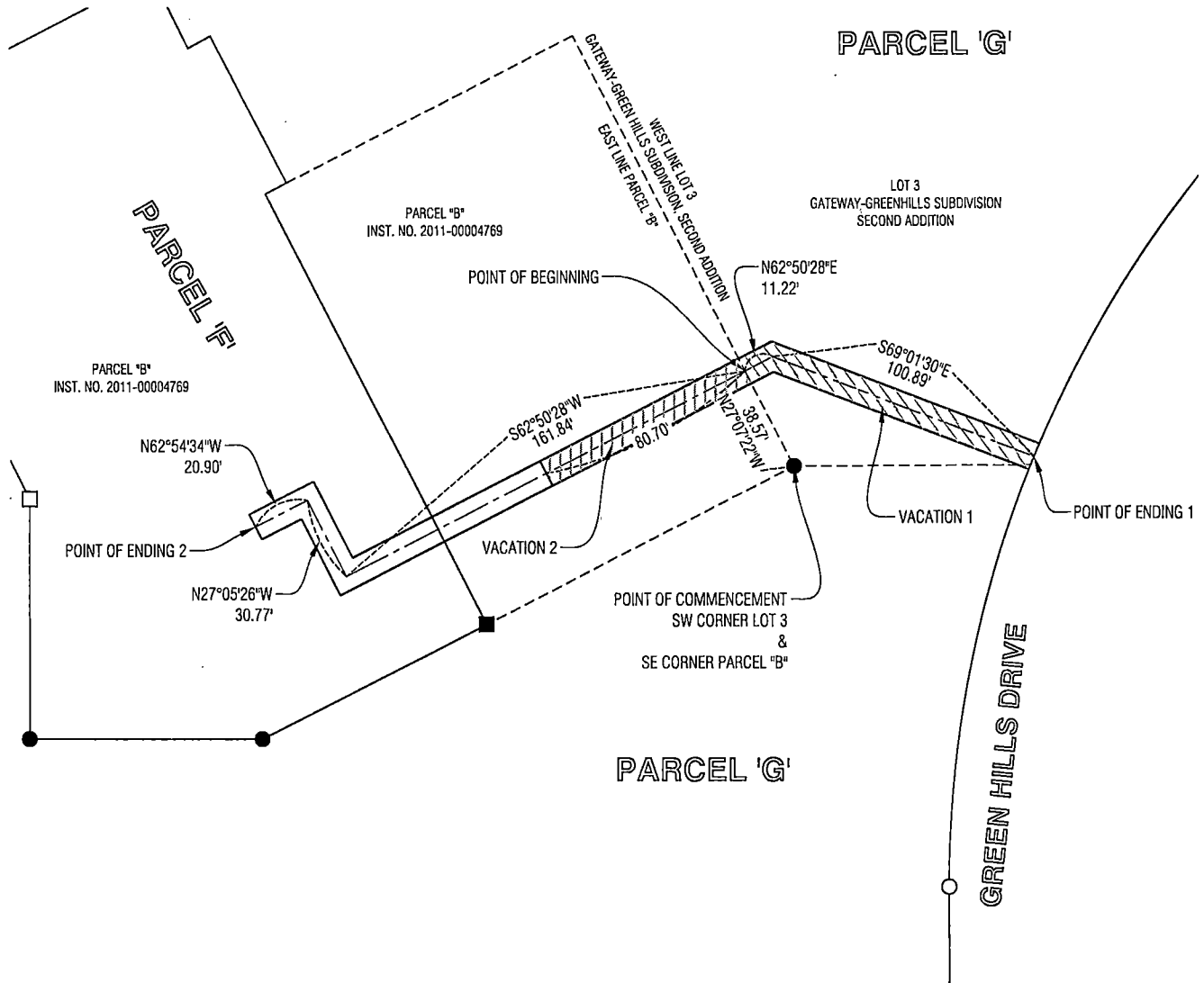
1. Set the date of public hearing as December 11, 2018 to approve the vacation of the aforementioned easement at 2205 Green Hills Drive.
2. Reconsider the vacation of the aforementioned easement at 2205 Green Hills Drive.

**CITY MANAGER'S RECOMMENDED ACTION:**

This water main easement can be vacated because it will no longer be needed. The water main has been relocated ahead of the proposed building addition construction and a new water main easement will be recorded.

Therefore, it is the recommendation of the City Manager that the City Council adopt Alternative No. 1 as noted above.

# Attachment B WATER MAIN EASEMENT VACATION EXHIBIT



### VACATION DESCRIPTION 1

All of the following described Easement as recorded in County Recorder's Instrument: 2011-00004771:

A Ten (10) foot wide permanent Easement across Lot Three (3); Gateway-Green Hills Subdivision, Second Addition; in the City of Ames, Story County, Iowa; Five feet on each side of the following described centerline:

"Commencing at the Southwest (SW) corner of said Lot 3; thence N 27 07' 22" W, 38.57 feet along the west line of Lot 3, to the Point of Beginning; thence N 62 50' 28" E, 11.22 feet; thence S 69 01' 30" E, 100.89 feet to the west line of Green Hills Drive and the Point of Ending."

### VACATION DESCRIPTION 2

The Northeasterly 80.7 feet of the following described Easement as recorded in County Recorder's Instrument: 2011-00004771:

A Ten (10) foot wide permanent Easement across part of Parcel "B"; in Lot Six (6), Gateway-Green Hills Subdivision, and in Lots One (1) and Two (2), Gateway-Green Hills Subdivision, Second Addition, in the City of Ames, Story County, Iowa; as shown on the "Plat of Survey" filed in the office of the Recorder of Story County, Iowa, on May 24, 2011 and recorded as Instrument # 11-04769 on Slide 406 at Page 1; Five feet on each side of the following described centerline:

"Commencing at the Southeast (SE) corner of said Parcel "B"; thence N 27 07' 22" W, 38.57 feet along the east line of Parcel "B", to the Point of Beginning; thence S 62 50' 28" W, 161.84 feet; thence N 27 05' 26" W, 30.77 feet; thence S 62 54' 34" W, 20.90 feet to the Point of Ending."

Note: Vacation dimensions taken from Fox Engineering drawing: Green Hills WM Easement.dwg provided to CGA on 10/15/2018.

N



SCALE 1"=60'



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Attachment A



2205 Green Hills Drive/2355 Hamilton Circle

Proposed Easement Vacation: 

Easements to Remain:  New Easement: 



1 inch = 50 feet

Date: 10/15/2018